

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
DOCKET NO. 5:09CR27-RLV**

UNITED STATES OF AMERICA)
)
v.)
)
BERNARD VON NOTHAUS)
_____)

In Re: PETITION OF RANDOLPH GRANT

ORDER GRANTING IN PART AND DISMISSING IN PART PETITION

WHEREAS, on November 10, 2014, the Court entered a Memorandum and Order (Doc. 270) affirming the jury's verdicts of guilty to Counts One, Two, and Three in the Superseding Bill of Indictment.

WHEREAS, on February 25, 2015, the Court entered the Amended (Third) Preliminary Order of Forfeiture (Doc. 297) forfeiting certain coins, metals, and other property to the United States.

WHEREAS, Randolph Grant has filed a Petition (Doc. 309) claiming ten (10) Ron Paul copper dollars, and the United States has stated that it does not oppose that part of his Petition.

WHEREAS, the Petitioner has also claimed "compensation" of \$5,594,000.00 and the United States has moved to dismiss that other part of his Petition.

WHEREAS, THE COURT FINDS that the Petitioner's claim of compensation is not a legal interest provided for under 21 U.S.C. § 853(n)(6), and, therefore, the Petitioner has not stated a claim and does not have standing to adjudicate that part of his Petition.

NOW, IT IS THEREFORE ORDERED, pursuant to Fed. R. Crim. P. 32.2(c)(1)(A) and 21 U.S.C. § 853(n)(6), the Court grants the Petitioner's claim for ten (10) Ron Paul copper dollars and dismisses the Petitioner's claim for compensation.

IT IS FURTHER ORDERED that distribution of property by the United States to the Petitioner shall not occur until a Final Order of Forfeiture is entered by the Court.

SO ORDERED.

Signed: December 10, 2015

A handwritten signature in black ink, reading "Richard L. Voorhees", written over a horizontal line.

Richard L. Voorhees
United States District Judge

